

The Honorable Benjamin H. Settle

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

AMERICAN DELTA PARTY; and
ROQUE "ROCKY" DE LA FUENTE,

Plaintiffs,

V.

KIM WYMAN, in her official capacity as the Secretary of State of the State of Washington,

Defendant.

NO. 3:20-cv-05045-BHS

SECOND DECLARATION OF
LORI AUGINO IN SUPPORT OF
DEFENDANT'S MOTION FOR
SUMMARY JUDGMENT

I, Lori Augino, declare as follows:

1. I am over eighteen years of age and competent to testify. The information stated below is true and correct and based on my own knowledge.

2. I currently serve as the Director of Elections in the Office of the Secretary of State of Washington. My job entails ensuring Washington's elections are conducted in a transparent, accurate, consistent, and secure manner. This includes, among other duties, assisting county auditors with conducting elections, working on election-related policy for the Secretary of State, processing candidate filings, certifying certain candidates for the ballot, and certifying elections. I have held this position for 7 years.

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SECOND DECLARATION OF LORI AUGINO IN SUPPORT OF DEFENDANT'S MOTION FOR SUMMARY JUDGMENT
No. 3:20-cv-05045-BHS

ATTORNEY GENERAL OF WASHINGTON
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Olympia, WA 98504-0100
(360) 753-6200

1 3. On May 5, 2020, Governor Jay Inslee issued Proclamation 20-53, which
 2 suspended the requirement that candidates who are unable to pay the filing fee in order to run
 3 for office must instead submit a nominating petition that includes signatures. As a result,
 4 candidates were able to run for office without paying a filing fee or submitting signatures.

5 4. Nine individuals appeared on the primary election ballot without paying a filing
 6 fee or submitting signatures.

7 5. At this time, counties are continuing to count ballots. As of the morning of
 8 August 7, 2020, 1,735,108 ballots have been counted, and counties estimate that they have
 9 623,544 ballots on hand that have not yet been counted. Of the ballots counted, 1,716,526 cast a
 10 vote for Governor.

11 6. As of the morning of August 7, 2020, unofficial counts reflect that the nine
 12 individuals who appeared on the ballot as candidates for governor without paying a filing fee or
 13 submitting petition signatures received 338; 531; 1,006; 1,558; 2,004; 3,261; 3,505; 3,613; and
 14 6,966 votes.

15 7. The deadline for minor party and independent candidates to file certificates of
 16 nomination and petition signatures is 5:00 pm on August 7, 2020. As of the afternoon of
 17 August 7, 2020, the Office of the Secretary of State has received seven certificates of nomination
 18 and is currently reviewing the sufficiency of those certificates and verifying signatures. Two
 19 certificates have already been deemed sufficient and the signatures verified, and candidates for
 20 those minor parties will appear on the November 2020 general election ballot. The other five
 21 certificates are still under review. I anticipate that this process will be completed by August 21,
 22 2020.

23 8. The Alliance Party filed a certificate of nomination nominating Roque De La
 24 Fuente as its candidate for President of the United States. The Alliance Party submitted a consent
 25 to nomination signed by Mr. De La Fuente and has provided signed petitions.

1 I swear under penalty of perjury under the laws of the state of Washington and the United
2 States that the foregoing is true and correct and of my own knowledge, and that I executed this
3 declaration at Olympia, Washington, on August 1, 2020.

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5 LORI AUGINO, DIRECTOR OF ELECTIONS
6 OFFICE OF SECRETARY OF STATE

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CERTIFICATE OF SERVICE

I hereby certify, under penalty of perjury, that I electronically filed a true and correct copy of the foregoing document with the Clerk of the Court of the Western District of Washington by using the appellate CM/ECF system.

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

DATED this 7th day of August, at Olympia, Washington.

s/Leena Vanderwood
LEENA VANDERWOOD
Legal Assistant